FOR MYSORE STATE

Development (1953) Department.

SERIES.

G.O. NO. 2759.

Dated 13th June 1953

[Despatch Abstract.]

Acts and Rules — The Madras Factories Rules 1950 — Amendments - Confirmed

GOVERNMENT OF MADRAS
ABSTRACT

ACTS AND RULES - The Madras Factories Rules, 1950 - Amendments - Confirmed.

- -

Development Department

ORDER PRESS No.2759. Dated 13th June 1953.

Read the following:-

G.O.MS.No.4317, Development dated 28-9-1951.
From the Commissioner of Labour (Factories), No.B.1.5281/50, dated 31-3-1952 and 4-3-1953.

ORDER:

The appended notification will be published in the Fort St.George Gazette in English and in the languages of the State. The Senior Translator to Government is requested to supply the Superintendent, Government Press with requisite translations of the notification

(BY ORDER OF THE GOVERNOR)

J.M.Lobo Prabhu,
Secretary to Government.

To the Superintendent, Government Press (for publication of the notification).
To the Senior Translator to Government, Madras (6 copies)
To the Chief Inspector of Factories, Madras.
To the Commissioner of Police, Madras.

Copy to all Collectors.
Copy to all Departments of Secretariat excepting Legislature.
Copy to all Commissioners of Municipalities (through Chairmen).
Copy to all District Panchayat Officers (through Inspector of Municipal Councils and Local Boards).
Copy to the Director of Public Health, Madras.
Copy to the Transport Commissioner, Madras.
Copy to the Inspector-General of Prisons, Madras.
Copy to the Director of Industries and Commerce, Madras.
Copy to the Director of Agriculture, Madras.
Copy to the Board of Revenue, Madras.
Copy to the Director, Cinchona Department, Ootacamund.
Copy to the Chief Engineers (through Public Works Department).
Copy to the Accountant-General, Madras.
Copy to the Commissioner, Corporation of Madras (through the Municipal Commissioner).
Copy to the Government of India, Ministry of Labour, New Delhi (4 copies).
Copy to the Chief Commissioner of Coorg, Mercara.
Copy to the Deputy Financial Adviser (Factories) Government of India, Ministry of Finance, 6, Esplanade (East), Calcutta.
Copy to the Andhra Government.
Copy to the Mysore Government.

Forwarded/By Order

L.N Sengar
Superintendent

PTL/16.6.
OK
19.6.53

P.T.O.

APPENDIX

NOTIFICATION

In exercise of the powers conferred by section 112 of the Factories Act, 1948 (Central Act LXIII of 1948), the Governor of Madras hereby makes the following amendments to the Madras Factories Rules, 1950, published with Development Department Notification dated the 15th March 50 at pages 103 to 178 of the Rules Supplement to Part I of the Fort. St. George Gazette, dated the 25th April, 1950, as subsequently amended, the same having been previously published as required by section 115 of the said Act:

AMENDMENTS

In the said rules -

(1) in rule 5 after sub-rule (2) the following sub-rules shall be inserted namely:-

"(3) No manufacturing process shall be carried on in any factory without a licence granted by the Chief Inspector.

(4) If on an application for registration and grant of licence, sent to the Chief Inspector by registered post, no order is communicated to the applicant within three months from the date, on which it is so sent, the registration and grant of the licence applied for in the said application shall be deemed to have been granted;"

(2) for sub-rule (3) of rule 6, the following sub-rule shall be substituted, namely:--

"(3) A licensee who desires to have his licence amended shall submit it to the Chief Inspector with an application stating the nature of the amendment and reasons therefor at least fifteen days prior to the date on which he desires to increase the amount of horse power or the number of employees specified in the licence";

(3) after rule 12, the following rule shall be inserted, namely:--

"12-A Plans and licence. (1) The plans approved by the Chief Inspector under rule 3 and the licence granted for a factory under rule 5 shall be readily available in the factory for inspecti by the Inspectors and Additional Inspectors appointed under sectio of the Act.

(2) The plans and lay-outs of factory buildings sent t the Chief Inspector for approval under rule 3 shall be prepared by person not below the rank of a draughtsman possessing a certificate recognised by the State Government in this regard.

(3) After the date of the commencement of the Act, no manufacturing process shall be carried on in any factory construct or extended or taken into use as a factory or part of a factory un a certificate of stability in respect of the buildings in the form below has been sent by the occupier or management of the factory t the Inspector.

Form of Certificate of stability.

1. Name of the factory
2. Village, town and district in which the factory is situat
3. Full postal address of the factory
4. Name of the occupier of the factory
5. Nature of manufacturing process to be carried on in the factor
6. Number of floors on which workers will be employed.

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I certify that I have inspected the building in which
s housed and examined the various parts including the
oundations as shown in the completed plans approved by the
hief Inspector in his letter No.
ated with special reference to the machinery,
plant etc. that have been installed. I am of opinion that
e building has been constructed/ extended in accordance with
he plans approved by the Chief Inspector in his letter No.
, dated that it is structurall
ound and that its stability will not be endangered by its u
se as a factory for the manufacture of
or which the machinery, plant, etc. installed are intended.

(signature)

Name, designation and qualifications.

(4) The certificate of stability referred to in sub-rule (3) shall be signed by any one of the following categories of persons, namely:-

(i) A member or Associate member of the Institute of Civil Engineers; or

(ii) A member of the Institute of Structural Engineers; or

(iii) A full member or Associate member of the Institute of Engineers (India); or

(iv) Civil Engineers of the Public Works, Electricity and Highways Departments, including retired engineers not below the rank of Executive Engineers or Divisional Engineers as the case may be".

4) rule 63 shall be renumbered as sub-rule (1) of that rule and after the rule as so renumbered, the following sub-rule shall be added, namely:-

"(2) Persons who are in charge of first-aid boxes shall be persons who possess the certificate granted by the St. John Ambulance Association for rendering first-aid.

Provided that the Chief Inspector may exempt any factory or class of factory from the provisions of this sub-rule, subject to such conditions as he may impose on applications received from the managers of factories.";

(5) to rule 78.A, the following sub-rule shall be added namely:-

"(3) Every worker who is required to work in another factory on the same day shall carry with him a card in which the following particulars shall be entered by the manager of the first factory:-

(a) His normal periods of work as in the notice of periods of work for the day.

(b) The period or periods he has worked in the first factory for the day.

The manager of the second factory in which he is to work for the rest of the day shall enter in the card the period or periods he has worked for the day in his factory. The managers of both the factories in which the worker has worked on the same day shall send to the Inspector an extract of the card mentioned above

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above not later than three days from the date on which the worker has so worked in the two factories on the same day.";

(6) for clause (b) of rule 81, the following clause shall be substituted, namely:--

"(b) Any other person who, in the opinion of the Chief Inspector, holds a position of Supervision or management in the factory and is declared so in writing by him, on application by the manager of the factory under such conditions as may be imposed by the Chief Inspector";

(7) for clause (b) of rule 82, the following clause shall be substituted, namely:--

"(b) Any other person who in the opinion of the Chief Inspector holds a confidential position in the factory, and is declared so in writing by him, on application by the manager of the factory under such conditions as may be imposed by the Chief Inspector";

(8) in the Schedule to rule 84, in the entries relating to "64(2)(b) and 64(3) - All factories", the following shall be added after item (3) and before the Explanation, namely:--

(3)	(4)
"Clerks engaged in the preparation of pay rolls.	Sections 51, 54 and 56. The exemption shall be only for the preparation of pay rolls"

(10) for Form No.2, the following Form shall be substituted, namely:--

"Form No.2

(Prescribed under rule 4)

Application for registration and grant or renewal of licence.

1. Name of the factory and its address (give the name of the taluk and district also).

2. Name of the occupier of the factory.

3. His full postal address.

4. Maximum number of persons proposed to be employed on any one day during the year.

5. Maximum amount of power (horse power).

(a) Already installed.....

(b) Proposed to be installed.....

(c) Total.....

6. In the case of a factory constructed or extended after the date of the commencement of the Act-

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(a) Reference number and date of approval of the plans by the State Government/Chief Inspector.

(b) Reference number and date of approval of the arrangements, if any, made for the disposal of the trade wastes and effluents and the name of the authority granting such approval.

7. Amount of fees Rs. (Rupees) paid in treasury on ..... (vide chalan, No..... dated enclosed).

8. Number and date of previous year's licence.

Signature of occupier.

Date:

(10) in Form No.3 (i) for item 6, the following item shall be substituted, namely:—

"6 Nature and amount of power (a) already installed,.. (b) proposed to be installed....; and

(ii) for the words "used" occurring in Note (2), the word "installed" shall be substituted.":

(11) In Form No.4, the entries"Date of renewal - Date of Expiry - Signature of licensing authority" shall be omitted";

(12) for Form No.25, the following Form shall be substituted, namely:-

"Form No.25

(Prescribed under rule 103).

Muster Roll.

Name of factory Place.

District

1. S.No.	2. Name	3. Father's name	4. Designation	5. Group	6. Relay	7. Shift No.

8. period of work	9. For the period ending					10. Remarks.
	1	2	3	4	5	

"; and

(13) for Form No.25(A), the following Form shall be substituted, namely:—

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"FORM No.25 (A)
(Prescribed under rule 103 (a))
Muster Roll of Adult Workers

Name of factory Hours of work Place District

Dat Monday Tuesday Wednesday Thursday Friday Saturday Sunday Dixkrikk

Serial No.	Name of worker	Group	Relay	Shift No.	Period of work	Monday			Tuesday			Wednesday			Thursday			Friday			Saturday			Sunday			Total weekly hours	Usual weekly hours	Normal daily wages	Overtime pay paid under sub-section (1) of Sec.59.	Total amount paid	Remarks.
						First period	Second period	Third period	First period	Second period	Third period	First period	Second period	Third period	First period	Second period	Third period	First period	Second period	Third period	First period	Second period	Third period	First period	Second period	Third period						
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33"